IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

WP(C).No. 20229 of 2006(G)

PETITIONER:

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1. VINOD KUMAR K.B., S/O. K.BABU,
AGED 26 YEARS, NOW RESIDING AT Q.NO.152,
JWALAGIRI, KRL COLONY, AMBALAMUGHAL P.O.,
ERNAKULAM.

2. REGIN ISSAC, D/O. C.J.RACHAEL,
AGED 25 YRS, `SWAPNAM', AIR NAIR COLONY,
KUNNATHOOR MEDU, PALAKKAD-13.

BY ADV. SRI.DENIZEN KOMATH

RESPONDENTS:

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1. THE MAHATMA GANDHI UNIVERSITY,
ATHIRAMPUZHA, KOTTAYAM, REPRESENTED BY
ITS REGISTRAR.

2. THE CONTROLLER OF THE EXAMINATIONS,
M.G.UNIVERSITY, KOTTAYAM.

3. THE GOVERNMENT OF LAW COLLEGE,
ERNAKULAM, REP. BY ITS PRINCIPAL.

BY ADV. SRI.V.A.MUHAMMED, SC, M.G.UNIVERSITY
ADV. SMT.R.BINDU, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)No. 20229/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 COPY OF THE CERTIFICATE ISSUED BY MEDICAL COLLEGE HOSPITAL THRISSUR DATED 28/01/2004.

EXT.P2 COPY OF THE ORDER OF 2ND RESPONDENT VIDE REFERENCE NO.E.1.III DATED 24/03/2004.

EXT.P3 COPY OF THE COMPLAINT PREFERRED BY THE 1ST PETITIONER BEFORE THE 3RD RESPONDENTS PRINCIPAL DATED 20/06/2006.

EXT.P4 COPY OF THE SIMILAR COMPLAINT FORWARDED BFORE THE 2ND RESPONDENT BY THE PETITIONER.

EXT.P5 COPY OF THE REQUEST PREFERRED BY THE 1ST PETITIONER BEFORE THE 1ST RESPONDENT DATED 12/07/2006.

EXT.P6 COPY OF THE MEMO BEARING REF. NO. E1-VII/06 DATED 18/07/2006, PREFERRED BY THE ASSISTANT REGISTRAR, MG UNIVERSITY.

EXT.P7 COPY OF THE INTERIM ORDER OF THIS HON'BLE COURT IN W.P.(C)No. 18085/2006 C DATED 11/07/2006.

// TRUE COPY //

PA TO JUDGE

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) NO. 20229 of 2006 G

Dated, this the 20th day of February, 2007

J U D G M E N T

Petitioners have approached this Court for a direction to the 2nd respondent to permit the petitioners to write the 10th semester examination of the LLB Course without passing all the examinations up to 6th semester, without which petitioners are not entitled to write the 10th semester examination. Since the petitioners had already written supplementary examination in the failed subjects in 4th semester, this Court permitted the petitioners to write the 10th semester examination pending further orders in this WP(C). The requirement of passing up to 6th semester for eligibility to write 10th semester examination is not under challenge. Therefore, petitioners are entitled to get the results published for the 10th semester examination only if they have passed all examinations up to 6th semester. There will be direction to the 2nd respondent to first publish the results of the supplementary examinations written by the petitioners up to

6th semester and if petitioners have passed in all the examinations, then to publish the results of the 10th semester examination written by the petitioners. On the other hand, if the petitioners have not passed in all the examinations up to 6th semester, then there will be direction to the 2nd respondent to cancel the 10th semester examination written by the petitioners and communicate the same to the petitioners.

This writ petition is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg